THE HONOURABLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No :26103 of 2007

DATED:07-12-2007

BETWEEN:

Bhanuri Chandra Kala.

..... PETITIONER

AND

The District Collector,
Rangareddy District & 2 others.

.....RESPONDENTS

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ORDER:

Heard learned counsel appearing for the petitioner as well as the learned Government Pleader for Revenue appearing for the respondents.

2. Petitioner seeks a writ of mandamus declaring the inaction of the respondents in conducting the survey and submitting the panchanama report in Sy.Nos.3/E, 3/2, 4/E, 4/E, 39/E, 44/E, 5/E, 5/E to an extent of Ac.1.24 cents and Ac.2.37 cents of Muchinthal village, Shamshabad mandal, Rangareddy District, as illegal and arbitrary.

3. It is the case of the petitioner that she has purchased the said land in 2001 and her neighbour has encroached upon the land in the northern side and therefore, she has filed an application before the 2nd respondent-Mandal Revenue Officer, Shamshabad, and the 3rd respondent-Mandal Surveyor, Shamshabad, to conduct survey and panchanama. She also paid a requisition fee of Rs.750/- in the month of August, 2006.

4. Except the payment of the treasury challan of Rs.750/- no copy of the application has been filed. It is not known what is the date of application and when did she file the same. However, if there is any dispute with regard to the boundaries petitioner has to file an application before the Assistant Director of Survey and Land Records and if there is no dispute it is open for the petitioner to file such an application either before the

Mandal Surveyor or the Mandal Revenue Officer. In the absence of any particulars of the application, I am not inclined to issue any writ of mandamus.

5. Accordingly, Writ Petition is dismissed with a liberty to make a fresh application and if such an application is filed, and if there is any inaction on their behalf, it is open for the petitioner to file a fresh Writ Petition. No order as to costs.

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V.ESWARAIAH,J

07th December, 2007.
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